

AMENDED IN SENATE SEPTEMBER 9, 2011

AMENDED IN ASSEMBLY MAY 10, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 1094

Introduced by Assembly Member ~~John A. Pérez~~ Swanson

February 18, 2011

An act to amend Section 63021.5 of, and to add Section 63024.2 to, the Government Code, relating to economic development. An act to add Article 8.5 (commencing with Section 32377) to Chapter 3 of Part 19 of Division 1 of Title 1 of the Education Code, relating to public school campuses.

LEGISLATIVE COUNSEL'S DIGEST

AB 1094, as amended, ~~John A. Pérez~~ Swanson. ~~California Infrastructure and Economic Development Bank. Public school campuses: recycling and composting bins.~~

Existing law requires the Department of Resources Recycling and Recovery to develop and implement a source reduction and recycling program for school districts that is designed to assist school districts in establishing and implementing source reduction and recycling programs and to complement and further prescribed educational goals and the integrated waste management issues addressed within the science curriculum framework developed by the State Board of Education.

Existing law authorizes and encourages school districts to establish and maintain a paper recycling program in all classrooms, administrative offices, and other areas owned or leased by the school district where a significant quantity of wastepaper is generated or

collected. The Department of Resource Recycling and Recovery, in conjunction with the State Department of Education, is required to coordinate the implementation of this program by providing materials, technical assistance, and other resources that it deems necessary to aid and encourage educational agencies to establish paper recycling programs.

This bill would authorize a school district to provide recycling and composting bins on the campus of each public elementary and secondary school. The bill would authorize a school district to determine the number of bins to be located on a campus on the basis of the size of both the pupil population and the surface area of that campus.

~~Existing law establishes the California Infrastructure and Economic Development Bank in the Business, Transportation and Housing Agency. Existing law establishes that the board of directors of the bank consists of 5 members, as specified.~~

~~This bill would add a member of the Assembly and a member of the Senate as advisory members of the board. This bill would require the bank to serve as the primary state agency for purposes of developing an application for, and applying to, any federal infrastructure bank or financing authority.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~yes~~-no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Article 8.5 (commencing with Section 32377) is
2 added to Chapter 3 of Part 19 of Division 1 of Title 1 of the
3 Education Code, to read:

4

5 Article 8.5. Recycling and Composting Bins

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7 32377. (a) A school district may provide the following bins
8 on each elementary and secondary school campus:

9 (1) Recycling.

10 (2) Composting, to the extent feasible, including, but not limited
11 to, the extent to which a collection service is available in the
12 geographical area of the school, or if a school is able to maintain
13 a school garden or vermicompost.

1 (b) A school district may determine the number of bins to be
2 located on a campus on the basis of the size of both the pupil
3 population and the surface area of that campus.

4 SECTION 1. ~~Section 63021.5 of the Government Code is~~
5 ~~amended to read:~~

6 ~~63021.5.—(a) The bank shall be governed and its corporate~~
7 ~~power exercised by a board of directors that shall consist of the~~
8 ~~following persons:~~

9 ~~(1) The Director of Finance or his or her designee.~~

10 ~~(2) The Treasurer or his or her designee.~~

11 ~~(3) The Secretary of Business, Transportation and Housing or~~
12 ~~his or her designee, who shall serve as chair of the board.~~

13 ~~(4) An appointee of the Governor.~~

14 ~~(5) The Secretary of State and Consumer Services or his or her~~
15 ~~designee.~~

16 ~~(6) A Member of the Legislature appointed by the Speaker of~~
17 ~~the Assembly.~~

18 ~~(7) A Member of the Legislature appointed by the Senate~~
19 ~~Committee on Rules.~~

20 ~~(b) The Members of the Legislature shall be nonvoting and shall~~
21 ~~meet with and, except as otherwise provided by the Constitution,~~
22 ~~advise the board to the extent that their advisory participation is~~
23 ~~not incompatible with their duties as Members of the Legislature.~~

24 ~~(c) Any designated director shall serve at the pleasure of the~~
25 ~~designating power.~~

26 ~~(d) Three of the members shall constitute a quorum and the~~
27 ~~affirmative vote of three board members shall be necessary for~~
28 ~~any action to be taken by the board.~~

29 ~~(e) A member of the board shall not participate in any bank~~
30 ~~action or attempt to influence any decision or recommendation by~~
31 ~~any employee of, or consultant to, the bank that involves a sponsor~~
32 ~~of which he or she is a representative or in which the member or~~
33 ~~a member of his or her immediate family has a personal financial~~
34 ~~interest within the meaning of Section 87100. For purposes of this~~
35 ~~section, “immediate family” means the spouse, children, and~~
36 ~~parents of the member.~~

37 ~~(f) Except as provided in this subdivision, the members of the~~
38 ~~board shall serve without compensation, but shall be reimbursed~~
39 ~~for actual and necessary expenses incurred in the performance of~~
40 ~~their duties to the extent that reimbursement for these expenses is~~

1 not otherwise provided or payable by another public agency, and
2 shall receive one hundred dollars (\$100) for each full day of
3 attending meetings of the authority.

4 SEC. 2. Section 63024.2 is added to the Government Code, to
5 read:

6 63024.2. The bank shall serve as the primary state agency for
7 the purposes of developing an application for, and applying to,
8 any federal infrastructure bank or financing authority.

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